

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

In re Patent Application of
APPLEBY
Serial No. 09/051,070
Filed: April 2, 1998



Atty. Dkt. 36-1201
C#/M#
Group Art Unit: 2123
Examiner: Phan, T.
Date: August 21, 2002

Title: TRAINING APPARATUS AND METHOD

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Appeals from the decision dated _____ of the Examiner twice/finally rejecting claims _____ (\$ 320.00)

- | | |
|---|---|
| <input checked="" type="checkbox"/> An appeal BRIEF is attached in triplicate in the pending appeal of the above-identified application (\$ 320.00) | \$ 320.00 |
| <input checked="" type="checkbox"/> An ORAL HEARING is requested under Rule 194 (\$ 280.00) (due within two months after Examiner's Answer) | \$ 280.00 |
| <input type="checkbox"/> Credit for fees paid in prior appeal without decision on merits | -\$ (0.00) |
| <input type="checkbox"/> A reply brief is attached in triplicate under Rule 193(b) | (no fee). |
| <input type="checkbox"/> Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$400.00/2 months; \$920.00/3 months; \$1440.00/4 months) | \$ 0.00 |
| <input type="checkbox"/> Applicant claims "Small entity" status; enter ½ of subtotal and subtract
<input type="checkbox"/> "Small entity" statement attached. | SUBTOTAL \$ 600.00
-\$(0.00) |
| | SUBTOTAL \$ 600.00 |
| Less month extension previously paid on | -\$(0.00) |
| TOTAL FEE ENCLOSED \$ 600.00 | |

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty.: Larry S. Nixon, Reg. No. 25,640

Signature: 